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Attorneys for Plaintiff
JOY YOSHIOKA

[Other Counsel Listed on Signature Page]

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
SAN FRANCISCO DIVISION

JOY YOSHIOKA, Individually and on behalf
of all others similarly situated,

Plaintiff,

v.

THE CHARLES SCHWAB
CORPORATION, SCHWAB HOLDINGS,
INC. and CHARLES SCHWAB & CO.,
INC.,

Defendants.

No. CV 11 1625 EMC

STIPULATION AND [PROPOSED]
ORDER STAYING THIS ACTION

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1 Plaintiff Joy Yoshioka (“Yoshioka”), by and through her undersigned counsel, and
2 Defendants The Charles Schwab Corporation, Schwab Holdings, Inc. and Charles Schwab &
3 Co., Inc. (collectively, “Defendants”) (Yoshioka and Defendants, the “Parties”), by and
4 through their undersigned counsel, hereby stipulate and agree as follows:

5 WHEREAS, on April 4, 2011, Yoshioka commenced this action by filing a Class
6 Action Complaint seeking relief under the Consumer Legal Remedies Act, Unfair
7 Competition Law, Breach of Contract, Breach of Fiduciary Duty, and for Declaratory Relief
8 (“Complaint”);

9 WHEREAS, Charles Schwab & Co., Inc. was served with the Complaint on April 7,
10 2011, Charles Schwab Corporation was served with the Complaint on April 8, 2011, and the
11 Parties have agreed initially to extend Defendants’ time to respond to June 3, 2011;

12 WHEREAS, the Parties have discussed the action and agreed to engage in private
13 mediation in May or early June 2011;

14 WHEREAS, in order to allow the Parties to focus their efforts on mediation, the Parties
15 request that the Court stay this action in its entirety until July 31, 2011, or thereafter upon
16 further order of the Court;

17 WHEREAS, if a stay of this action is ordered by the Court and the mediation is
18 unsuccessful and the stay is lifted, the Parties agree that Defendants shall file a response to
19 the Complaint within 30 days of the expiration of the stay, and counsel will meet and confer
20 on a mutually convenient briefing and hearing schedule for any motion that may be filed that
21 is acceptable to the Court;

22 NOW THEREFORE, the Parties request the Court to enter a stay of this action as
23 follows:

24 1. All deadlines and proceedings in this action shall be stayed in their entirety until
25 July 31, 2011, or thereafter upon further order of the Court;

26 2. The Parties shall engage in private mediation;

27 3. If the mediation is unsuccessful and the stay lifted, Defendants shall file a
28 response to the Complaint within 30 days of the expiration of the stay, and counsel shall

1 agree on a mutually convenient briefing and hearing schedule for any motion that may be
2 filed that is acceptable to the Court; and

3 4. The stay of this action shall be lifted automatically on July 31, 2011 unless
4 otherwise ordered by the Court.

5 DATED: May __, 2011.

6 Respectfully,

7 KENNETH G. HAUSMAN
8 SARAH A. GOOD
9 DEBORAH S. SCHLOSBERG
10 HOWARD RICE NEMEROVSKI CANADY
11 FALK & RABKIN
12 A Professional Corporation

13 By: /s/Kenneth G. Hausman
14 KENNETH G. HAUSMAN

15 Attorneys for Defendants
16 THE CHARLES SCHWAB CORPORATION,
17 SCHWAB HOLDINGS, INC. AND CHARLES
18 SCHWAB & CO., INC.

19 DATED: May __, 2011.

20 Respectfully,

21 AIDIKOFF, UHL & BAKHTIARI

22 By: /s/Ryan Bakhtiari
23 RYAN BAKHTIARI

24 Attorneys for Plaintiff
25 JOY YOSHIOKA
26
27
28

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I, Kenneth G. Hausman, am the ECF User whose ID and password are being used to file this Stipulation and [Proposed] Order Staying This Action. In compliance with General Order 45, Section X.B., I hereby attest that Ryan Bakhtiari has concurred in this filing. Also, I hereby attest that I have on file all holograph signatures for any signatures indicated by a “conformed” signature (/s/) within this efiled document.

/s/Kenneth G. Hausman
 KENNETH G. HAUSMAN

~~PROPOSED~~ ORDER

Good cause appearing from the foregoing Stipulation,

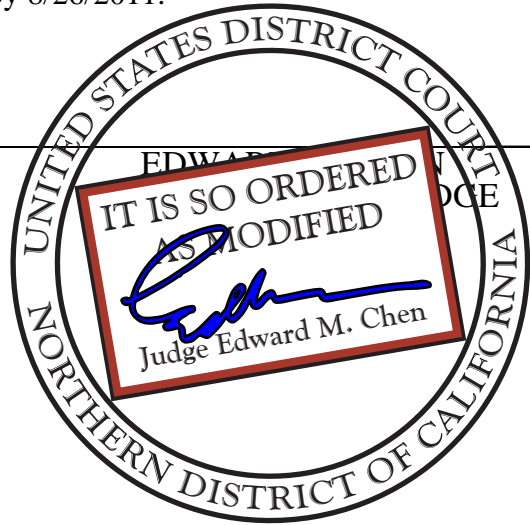
IT IS HEREBY ORDERED:

1. All deadlines and proceedings in this action shall be and hereby are stayed in their entirety until July 31, 2011, or until further order of the Court;
2. The Parties shall engage in private mediation;

3. If the mediation is unsuccessful and the stay lifted, Defendants shall file a response to the Complaint within 30 days of the expiration of the stay, and counsel shall agree on a mutually convenient briefing and hearing schedule for any motion that may be filed that is acceptable to the Court; and

4. The stay of this action shall be lifted automatically on July 31, 2011 unless otherwise ordered by the Court.. The CMC is reset to 9/2/2011 at 2:00 p.m. A joint CMC statement shall be filed by 8/26/2011.

Dated: 5/24, 2011



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